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10 IN THE UNITED STATES DISTRICT COURT
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12 FOR THE EASTERN DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,) 2:00-cr-219 MCE
14 v.) Plaintiff,)
15 YAKOV GHAZARYAN,)) MOTION TO DISMISS INDICTMENT
16) AND ARREST WARRANT FILED
17 Defendant.) AGAINST DEFENDANT YAKOV GHAZARYAN
18) AND ORDER
19 _____

20 Plaintiff United States of America, by and through its
21 undersigned counsel, and pursuant to Fed. R. Crim. P. 48, moves to
22 dismiss the indictment and arrest warrant in the above-captioned
23 action filed on April 20, 2000. Since filing the indictment, the
24 government has not been able to locate the defendant and has come to
25 believe that he fled the United States. In the meantime, the
26 government no longer has significant evidence and the potential to
27 secure witness testimony necessary for prosecution. Accordingly, the
28 government is not able to proceed with the prosecution and submits

1 this motion to dismiss the indictment and arrest warrant filed
2 against the defendant.

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4 DATED: June 2, 2009

LAWRENCE G. BROWN
5 Acting United States Attorney

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7 By: /s/ John K. Vincent
8 JOHN K. VINCENT
9 Assistant U.S. Attorney

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12 ORDER

13 Based on the motion of the government, and GOOD CAUSE APPEARING
14 THEREFORE, the Court hereby orders that the indictment and arrest
15 warrant filed against defendant YAKOV GHAZARYAN on April 20, 2000, be
16 and are hereby dismissed.

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18 IT IS SO ORDERED.

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20 Dated: June 3, 2009

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MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE